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IAPS Rec'd PCT/PTO 10 JUL 2006

JUL 10 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jacobus Johannes Wilhelmus Van Dijk Examiner: to be assigned

Serial No. 10/564,330 Group Art Unit: Unknown

Filed: July 12, 2004 Docket No. 72998-013900

Title: ***A PARTITION AND METHOD FOR CONTROLLING THE TEMPERATURE IN AN AREA***

Customer No.: 33717

CERTIFICATE UNDER 37 CFR 1.6(d)

I hereby certify that this correspondence and identified enclosures are being transmitted via facsimile only to the Office of Initial Patent Examination, BOX PCT, Facsimile No. (571) 273-8300 on July 10, 2006.


Name Sherry B. Kolber**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER
35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE**

MAIL STOP: PCT
Commissioner for Patents
Post Office Box 1450
Alexandria, Virginia 22313-1450

Dear Ms. Person:

We are transmitting herewith the attached:

- ☒ Transmittal sheet containing Certificate of Facsimile Transmission Under 37 CFR 1.6(d);
- ☒ Copy of Notification to File Missing Requirements mailed April 13, 2006;
- ☒ Declaration signed by inventor;
- ☒ Power of Attorney signed by inventor;

LA 126573128v1 7/10/2006

Appl. No. 10/564,330; PCT/NL04/00504

Docket No. 72998-013900/US

- ☒ Petition for Extension of Time; and
☒ Fee transmittal form.

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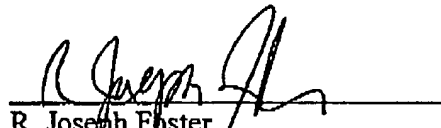
JUL 10 2006

The Commissioner is hereby authorized to charge the \$130 late filing of oath/declaration surcharge, or any other necessary fees in connection with the submission of this paper, or to credit any overpayment to Deposit Account No. 50-2638. Please refer to Attorney Docket No. 72998-013900/US when charging any fees or crediting any overpayment.

Applicant respectfully submits that the deficiency of an executed oath or declaration identifying the application by the International Application Number and International Filing Date has been corrected and requests the record to reflect such response and correction.

Respectfully submitted,

Date: July 10, 2006


R. Joseph Foster
Reg. No. 56,953

Customer Number 33717
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LA 126573128v1 7/10/2006



UNITED STATES PATENT AND TRADEMARK OFFICE

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United States Patent and Trademark Office
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/564,330	Jacobus Johannes Wilhelmus Van Dijk	72998-013900/US

INTERNATIONAL APPLICATION NO.

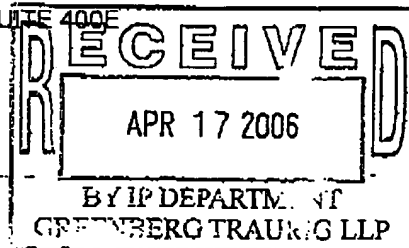
PCT/NL04/00504

LA. FILING DATE	PRIORITY DATE
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07/12/2004

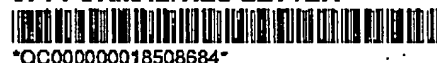
07/11/2003

33717
GREENBERG TRAURIG LLP
2450 COLORADO AVENUE, SUITE 400E
SANTA MONICA, CA 90404



CONFIRMATION NO. 7515

371 FORMALITIES LETTER



OC000000018508684

Date Mailed: 04/13/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/10/2006
- Copy of the International Search Report filed on 01/10/2006
- Preliminary Amendments filed on 01/10/2006
- Information Disclosure Statements filed on 01/10/2006
- Request for Immediate Examination filed on 01/10/2006
- U.S. Basic National Fees filed on 01/10/2006

Missing Requirements
FINAL OA
 DUE DATE 6.13.06
 EXT. 1 7.13.06
 EXT. 2 8.13.06
 EXT. 3 9.13.06
 FINAL 11.13.06 *ext'd 10.13.06*

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/564,330	PCT/NL04/00504	72998-013900/US

FORM PCT/DO/EO/905 (371 Formalities Notice)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
for FY 2006**Complete If Known**

Application Number	10/564,330
Filing Date	July 12, 2004
First Named Inventor	Van Dijk
Examiner Name	To be assigned
Art Unit	To be assigned
Attorney Docket No.	72998-013900/US

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☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$250.00)

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☒ Deposit Account Deposit Account Number: 50-2638 Deposit Account Name: GREENBERG TRAURIG LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.18 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Small Entity Fee (\$)	Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
Total Claims	Extra Claims	Fee (\$)
- 20 or HP =	x	=
Indep. Claims	Extra Claims	Fee (\$)
- 3 or HP =	x	=

HP = highest number of total claims paid for, if greater than 20

HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/50=	(round up to a whole number) x	=	

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Late filing surcharge (\$130); one month extension of time (\$120)

Fee Paid (\$)

\$250

SUBMITTED BY

Signature	Registration No. 56,953 (Attorney/Agent)	Telephone 310.586.6565
Name (Print/Type) <u>R. JOSEPH FOSTER</u>		Date July 10, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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